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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/913,695

08/02/2002

Niels Rump

SCHO0113

3855

22862 7590 08/28/2007
GLENN PATENT GROUP
3475 EDISON WAY, SUITE L
MENLO PARK, CA 94025

EXAMINER

HENNING, MATTHEW T

ART UNIT

PAPER NUMBER

2131

MAIL DATE

DELIVERY MODE

08/28/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No.

09/913,695

Examiner

Matthew T. Henning

Applicant(s)

RUMP ET AL.

Art Unit

2131

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 18 June 2007 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: See Continuation Sheet.
- ☒ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):
See Continuation Sheet

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable

571-272-3790

Telephone No.

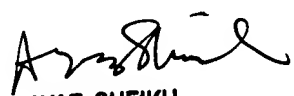
Continuation of 4(e) Other: Claim 6 Line 3 includes added claim language which has not been indicated as such. Claim 8 does not contain the proper status identifier. Claim 12 Line 6 indicates that "a user" has been corrected to read "the user", but the previously presented claim already read "the user".

Continuation of 5 Other: The amendment adds new matter to the claims.

The newly recited limitations regarding the unencrypted start section being placed immediately after the header is not supported by the specification. The examiner has reviewed the cited portion of the first preliminary amendment, and only finds support that the data stream comprises the start block, the unencrypted start section of the user data block, and the encrypted second part of the user data block. The section cited by the applicants does not provide support for any specific ordering of these elements in the data stream, let alone that the unencrypted start section is placed immediately after the start block, and has found no support for such limitation anywhere else in the specification. As such, the amendment is non-compliant due to the addition of new matter to the specification.

The newly recited limitations regarding the header containing information "which is sufficient to play back the unencrypted start section" are not supported by the specification. The examiner has reviewed the cited portion of the first preliminary amendment, which merely indicates that there is information which is "absolutely necessary" for playing back the unencrypted start section, but does not recite where this information is located. The section cited by the applicants does not provide support for any specific location of the information which is "absolutely necessary" for play back, let alone that all of this information is located in the header, and has found no support for such limitation anywhere else in the specification. Furthermore, even if there was support for the "absolutely necessary" information being in the start section, this does not support the limitation that the information in the header is sufficient to play back the unencrypted start section. Just because a piece of information is "absolutely necessary" for play back, does not make it sufficient for play back. As such, the amendment is non-compliant due to the addition of new matter to the specification.

See MPEP § 714.


AYAZ SHEIKH
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100